



August 28, 2017

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20054

Re: *In the Matter of Advanced Methods to Target and Eliminate Unlawful Robocalls*, CG Docket No. 17-59, Second Notice of Inquiry, FCC 17-90.

Dear Ms. Dortch:

On behalf of the Professional Association for Customer Engagement ("PACE"), I am writing to provide comments to the above-referenced Second Notice of Inquiry ("NOI") that seeks public input on a proposed reassigned number database. PACE appreciates the Commission's interest in finding a solution to the dilemma businesses often face when attempting to call consumers whose numbers may have been reassigned; however, consideration of a reassigned number database is premature. Currently pending before the United States Court of Appeals for the District of Columbia Circuit is an appeal ("PACE Appeal")¹ of the Commission's 2015 Omnibus Declaratory Ruling and Order.² Because the PACE Appeal challenges the Commission's definition of "called party" which could have a significant impact upon the need for or structure of a reassigned number database, PACE believes that it is too early to consider the development of a reassigned number database. Stated simply, a reassigned number database would impose additional obligations upon callers that may not be needed depending upon the outcome of the PACE Appeal.

PACE recommends the Commission hold any action on a reassigned number database in abeyance until the PACE Appeal has concluded.

Thank you for the opportunity to share our thoughts on this important topic.

Sincerely,

Michele A. Shuster, Esq.
General Counsel, Professional Association for Customer Engagement
Partner, Mac Murray & Shuster LLP

¹ *ACA International et al. v. FCC and United States*, Case No. 15-1211 (D.C. Cir.).

² Declaratory Ruling and Order, *In re Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991*, CG Docket No. 02-278, WC Docket No. 07-135, FCC 15-72 (Jul. 10, 2015).